

**Chapter 12**  
**Public Nuisances**

**12.03 Public Nuisances Affecting Health**

The following acts, omissions, places, conditions and things are declared to be public health nuisances, but shall not be construed to exclude other health nuisances coming within the definition of §12.02:

- (1) All decayed, harmfully adulterated or unwholesome food or drink sold or offered for sale to the public.
- (2) Carcasses of animals, birds or fowl not buried or otherwise disposed of in a sanitary manner within 24 hrs. after death.
- (3) Accumulations of decayed animal or vegetable matter, trash, rubbish, rotting lumber, bedding, packing material, scrap metal or any material in which flies, mosquitoes, disease carrying insects, rats or other vermin may breed.
- (4) All stagnant water in which mosquitoes, flies or other insects can multiply.
- (5) Privy vaults and garbage cans which are not flytight.
- (6) (Am. #36-85) All noxious weeds which include Canada thistle, leafy spurge, field bindweed (creeping jenny), ragweed, bull thistle, harmful barberry, sow thistle and nodding thistle. Conservancy and Public Zones as defined in Chapter 22 of this Municipal Code may be excluded from this section upon a resolution to that effect by the Common Council.
- (7) All animals running at large.
- (8) The escape of smoke, soot, cinders, noxious acids, fumes, gases, fly ash or industrial dust within the City limits or within one mile therefrom in such quantities as to endanger the health of persons of ordinary sensibilities or to threaten or cause substantial injury to property.
- (9) The pollution of any public well or cistern, stream, lake canal or body of water by sewage, creamery or industrial wastes or other substances.
- (10) Any use of property, substances or things within the City, or within 4 miles thereof, emitting or causing any foul, offensive, noisome, nauseous, noxious or disagreeable odors, effluvia or stench extremely repulsive to the physical senses of ordinary persons which annoy, discomfort, injure or inconvenience the health of any appreciable number of persons within the City.

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(11) (Am. #10-05) All abandoned wells not securely covered or secured from public use, or otherwise not secured pursuant to section 13.075 of the Municipal Code.

(12) (Cr. #14-73) No person shall smoke any tobacco product or similar substance on any urban bus within the City of Waukesha.

(13) (Ren. 13.055(1) #18-92)